

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION  
3:09-CV-264**

JEFFREY T. LEARDINI, )  
                          )  
Plaintiff,            )  
                          )  
vs.                    )  
                          )  
CHARLOTTE-MECKLENBURG    )  
BOARD OF EDUCATION and    )  
KAY CUNNINGHAM, in her individual    )  
and official capacities,    )  
                          )  
Defendants.            )  
                          )

---

**ORDER**

**THIS MATTER** is before the Court on Defendants' Motion for Judgment as a Matter of Law. [D.I. 56]. For the reasons stated in open court on February 23, 2012, Defendants' Motion is **GRANTED IN PART AND DENIED IN PART.**

**IT IS SO ORDERED.**

Signed: February 24, 2012



Graham C. Mullen  
United States District Judge

